

HINMAN WIN N BIG PATENT SUIT

GIVEN JUDGMENT WITH COSTS

Hinman Milking Machine Company of Oneida Awarded Damages in U. S. District Court Against the Visible Milk Company for Infringement—Waterstown Concern Restrained—Judge Ray's Decision.

Judge George W. Ray of the United States District Court has just handed down a decision in the action brought by the Hinman Milking Machine Company of Oneida against the Visible Milk Company of Waterstown for infringement of patent, in which the court directs an injunction and judgment against the Waterstown concern with full costs and an accounting to fix damages.

The decision is a notable victory for the Hinman Milking Machine Company, whose machines, which have gained a world-wide reputation, have been imitated and infringed in various parts of the country because of their sound basic principles and wonderful success.

The action was brought by the Hinman Milking Machine Company to restrain the Waterstown company from committing further infringements on the complainant's (Hinman's) patent and for damages for the infringements already committed. This case was tried in United States District Court at Syracuse, August 31st and September 1st and 2nd, 1915. Attorney Ralph H. Wampler of this city appeared for the Hinman Milking Machine Company with Attorney H. P. Dennison and E. A. Thompson as counsel. The Visible Milk Company was represented by Attorney John Conboy of Waterstown and Fred Gerlach of Chicago.

Absolute Infringement. Judge Ray, in a very exhaustive opinion, holds that the Hinman patent is valid in every respect and also that the device manufactured and sold by the Visible Milk Company is an absolute infringement of the Hinman patent. The court directs that the Waterstown company be restrained from making or selling any more milking machines similar to those heretofore made and sold by them, and also grants the request of the Hinman company for an accounting for the purpose of fixing the amount of damages sustained by the Hinmans by reason of the illegal and infringing acts of the Waterstown concern.

The judgment also gives the Hinman company full costs of the action which alone will foot up to a considerable sum.

The patent in the suit dated Feb. 9, 1915, for a milking machine, is a reissue of U. S. letters patent No. 1,097,803, dated May 26, 1914, on application filed July 26, 1912. The application for the reissue was filed Dec. 13, 1914, by Arthur V. and Ralph L. Hinman, the patentees.

The defense. The principal claims of the defendant, the Visible Milk Company, and Judge Ray's findings on each defense are as follows:

First. The claims are either wholly or substantially anticipated by the prior art patents.

Second. Inasmuch as the relied-upon claims define nothing more than old and well-known details, shown to have been old and well-known by many prior patents, applied to the device shown in plaintiff's prior patent, No. 907,236, several thousand of which went into successful use, said claims do not define a patentable invention.

Third. The relied-upon claims added to the reissue are for a different invention from that intended to be claimed by the original patent, and, therefore, void under the law.

Fourth. The original patent was not operative or invalid, and there being no lawful ground for reissue the reissue is void.

Fifth. Defendant's device does not infringe.

Judge Ray's Findings and Answers.

First. The claims are not anticipated.

Second. Patentable invention is disclosed.

Third. It contains no "new matter" within the meaning of the statute and decisions not disclosed in the original patent or application upon which it was issued.

Fourth. The reissued letters patent used upon were applied for in due time and duly reissued.

Fifth. Infringement is clearly shown.

The complainant's (Hinman's) claims are valid.

The defendant's device does infringe.

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The American Closet Combination

Guaranteed for 5 Years

Flushometer off of small supply
Simple in Construction
Never out of repair
No bad results from freezing
Makes less noise, piping conditions equal
Not effected by dirty water
Will not overflow from extra pressure
Easily kept clean
Cleanses the bowl thoroughly
Flushes quicker than others
Water fills on top of valve therefore it's a water saver
The ideal closet for home, public buildings, office buildings, factory or school house.

The American Tank Valve

Is simple in itself. Does away with all of the delicate parts, float ball cock, etc. in the tank. Operates entirely outside and away from the water supply, leaving the tank with nothing in it but air and water. Cleanses the bowl thoroughly. Minimizes the chance of the usual damage from freezing and does away with expensive repairs.

We believe in the American Closet Combination—its simplicity, durability and economy we reach for. Make us prove our statements.

EARLE H. HILL
The American Valve and Tank Co., Sole Mfg. Indianapolis Ind.

San-Tox TOOTH PASTE

Better Quality—Larger Quantity

To a greater degree than you have ever before experienced will the daily brushing of your teeth become a pleasure if you use this truly delicious and refreshing antiseptic dentifrice. It will give you a new meaning of the word "quality" as applied to tooth paste both as regards its cleansing and whitening properties and the delightful imparts to the mouth.

Arrests decay, makes the gums firm and healthy, neutralizes acidity and keeps the teeth clean, white and beautiful. Get this larger tube of better tooth paste today and give your mouth a glad surprise. Your money back if you are not satisfied.

FINK & HAUMESSER

REMOVED!

Blacksmith and Repair Shop from John Winzeler Bldg. to Aldrich Bldg.

Rear of Aldrich lot Fulton St. drive, north of Dan Raymond

Monday, February 21 will be ready for work at my new location.

HARVE BOLDYARD

HOW TO GET RID OF CHRONIC DANDRUFF

The only sure way to get permanent rid of dandruff is to remove the cause that causes it and then keep the hair and scalp in a clean healthy vigorous state so dandruff will never return. This beats shampooing, which merely removes the dandruff for a few days at most. Read & Wager are now strongly recommending Parisian Sage, a harmless, inexpensive and quick acting preparation, that is guaranteed to act directly on the cause of dandruff and entirely remove it or the purchase price will be cheerfully refunded.

Here is a test no one should fail to try. Get from your druggist a package of Parisian Sage. Rub a little of it into the scalp with the finger tips and see for yourself how the dandruff disappears, the hair stops falling out and all itching immediately ceases. Nothing hurts the hair more than dandruff, so why not begin using Parisian Sage today and be forever rid of it?

HORSE SALE!

Bryan, Ohio

Wednesday, March 8, 1916

Auction opens promptly at ten o'clock a. m.

We will offer from 100 to 200 head of horses of all classes and every horse will be sold under "A GUARANTEED REPRESENTATION."

Horses on hand for private sale daily.

We sell horses on "COMMISSION" and solicit your patronage.

We are in the market for horses of all classes at all times.

Fair treatment and cordial welcome to all.

Come where you can find just what you want, when you want it, and at the right price.

The oldest, largest and most reliable horse market in Northwestern Ohio.

THE ELDER HORSE MARKET.
Dealers in High Class Horses, Bryan, Ohio.
J. A. ELDER, Auctioneer.

INTERNAL REVENUE REPORTS.

"Internal Revenue income tax reports must be filed with the Collector of Internal Revenue, Toledo, Ohio, not later than March 1st to avoid severe penalties. Frank B. Niles, Collector, has already mailed to all corporations and individuals of record the proper forms upon which to file income tax reports for the year 1915. All corporations regardless of the amount must file a report for the calendar year 1915 unless special arrangements have already been made with the Collector of Internal Revenue at Toledo to file reports for a fiscal year.

HEMO In City Today

Now At Our Store

HEMO—the new food, is here. It is more than Malted Milk, because it contains in addition to the elements of Malted Milk, the natural iron to aid in making rich, red blood and the nutritive force of beef juice. We recommend HEMO for nervous, anemic women, children who are backward in growth, the run-down business man, convalescents and the aged. Ask us today. We will be glad of an opportunity to advise you fully about HEMO.

Makes a delicious food drink by simply adding water.

We suggest that you try a 50c package with our guarantee of satisfaction.

Fink & Haumesser, Druggists
Wauseon, Ohio

COAL

A GOOD FIRE

quires good coal. It's easy to keep a house comfortably warm and at a uniform heat if you have just the RIGHT COAL

your heater. Why not have us and you a load right away?

There's plenty of cold weather ahead and you are sure to need some.

D. S. KNIGHT

COUNTY AFFAIRS

Cases in Probate Court — Marriage Licenses—Real Estate Transfers—Orders Drawn on Treasury—New Cases in Common Pleas Court.

Probate Court.
Guardianship of Harry M. Werner, final account confirmed.
Estate of Samuel Krieger, third partial account confirmed.
Estate of W. H. Flickinger, first and final account confirmed.
Estate of C. E. Bralley, first partial account confirmed.
Estate of Matthew Steward, deceased, application for letters testamentary filed. Bond filed and approved and letters issued to Alice Steward.
Estate of Mason S. Durkee, deceased, application for letters testamentary filed. Bond filed and approved and letters issued to Fred Homan and Carl Demaline, Jacob Markley and L. H. Deyo are appointed as appraisers.
Estate of Catharine Schad, inventory and appraisal filed.
Guardianship of Florence I. Hausenstein, application for letters guardianship filed. Bond filed and approved. Letters issued to Oliver L. Hausenstein.
Inventory filed.
Estate of Amos Johnson, third partial account filed. Hearing set for March 27th, 1916.
Estate of David B. Mack, inventory and appraisal filed.
Guardianship of Ervin B. Arnabarger, et al, 3rd partial account filed. Hearing set for March 27th, 1916.
Estate of Elmer Ham, et al vs The Detroit Toledo & Ironton Railroad Co. Cause dismissed without record.
Estate of Virginia DuBois, report of sale of stocks and bonds filed and confirmed.
Will of Lewis A. Conklin, hearing continued.
Will of Victor Duprez, testimony of witnesses taken and admitted to probate and record.
Estate of Victor Duprez, application for letters testamentary filed. Bond filed. Letters issued to August Reihley and L. G. Moine, Alex Grime and J. O. Swisher are appointed as appraisers.
Estate of Sylvia Esten, first and final account filed. Hearing set for March 27th, 1916.
Guardianship of Mary Sullivan, hearing continued.

WARRANTS DRAWN

B. F. Jones, cash reserve infy. \$49.87
Wauseon Hospital, for poor. 750.00
Ohio Hospital for Epileptics, clothing, etc. 34.39
Corra Gee, mothers pension. 6.00
G. W. Griffin, redemption. 3.17
Spring & Tension, burial. 2.00
R. A. Young, farmers inst'ts. 24.30
L. H. Deyo, Justice of Peace. 12.95
Bessie Murry, witness fees. 3.00
Lena Curry, M. F. 3.00
W. H. Anderson, law book. 35.00
Burroughs Adding Machine Co. repairs. 3.00
Columbus Blank Bk. Co., sup. 7.50
The Coughlin Construction Co., Bridge No. 229. 1500
Dayton File Envelope Co., supplies. 16.25
H. C. Wilson, burial Malinda Barrett. 75.00
Fulton County Tribune, sup. and printing. 62.32
Elliott Fischer Co., repairs Reorders machine. 5.20
E. H. Sell, sup. 3.50
T. & L. Ry. Co., repairs. 14.87
Expositor Printery, sup. pte. 20.06

INCREASED LAND VALUES

FOLLOWS IMPROVED ROADS.

In Franklin County, N. Y., where 124 miles of good roads have been built, eight places of land selected at random increased 27.8 per cent. in value. In Lee County, Virginia, which built eighty-four miles of road, land increased 19.5 per cent. in value. Spotsylvania county in the same state improved forty-one miles of road and the land adjoining sold for \$44.75 where previously it should have been sold for \$20 less an acre. After Manatee County, Florida, had constructed forty-four miles of macadam and eight miles of gravel, the land increased more than 20 per cent. in less than two years and the land a mile away from the road showed an increase of \$10 an acre. In Wood County, Ohio, land which had been drained and bounded by limestone pikes, the values have risen from \$70 to \$250 an acre.

FARMERS OWN LARGE PER CENT OF AUTOS

Someone has figured out that one fifth in every twelve in the United States own an automobile and that sixty-seven per cent. of all autos sold are purchased by farmers. It is thought however, that the number will stand one to every eight families before the end of 1916. The growth of the automobile industry the last ten years is shown in the following sales of passenger cars: 1905, 33,896; 1906, 53,422; 1907, 67,329; 1908, 84,848; 1909, 125,582; 1910, 175,800; 1911, 209,957; 1912, 378,361; 1913, 450,000; 1914, 615,000; 1915, 703,527. The proportion of motor vehicles to population of the United States is one car for every forty-eight persons. The proportion of motor cars to miles of improved road is one to one.

PIGEONS CARRY HOG CHOLERA.

Pigeons are responsible for about twenty per cent. of the spread of hog cholera according to the authorities. The farmer who owns or harbors pigeons should either confine them at home or dispose of them. Pigeons fly from farm to farm in search of food which they generally find in the feed yards. In flying long distances they carry the germs on their feet and infect a whole neighborhood before people realize that cholera is in their herds. In 1915 the loss to the United States from hog cholera was estimated at \$750,000,000, and if one fifth of this can be attributed to pigeons, they will have to go.

NEW CASES COMMON PLEAS COURT.

Richard E. Holman vs New York Central Railway Co. Appeal from Justice Court, money only.

Real Estate Transfers.

N. W. Ohio Annual Council Christian Union church to trustees of U. B. church, part lot 3, John Gamber's addition, Fayette, Ohio, \$400.
Harlin Haughton and wife to Geo. A. Heath, lot 15, Original Plat, Wauseon, Ohio, \$500.
Estate of Ham and Lewis Ham to Velma Onweller, quit claim deed 9 1/2 acres, section 14, Chesterfield township, \$500.
Vern Onweller and others to Elmina Ham and others, quit claim deed to 9 1/2 acres of land, section 14, Chesterfield township, \$500.
Carrie Shaffer to Geo. A. Heath, lot 15, Original Plat, Wauseon, Ohio, \$500.
W. E. Fowler and wife to L. C. Cameron, undivided one half, lots 11 and 12, Hibbard's division to Spring Hill, \$100 and exchange of property.

Michael J. Linehan to Roy Lawrence, 60 acres, section 24, Fulton township, \$7800.

P. L. S. Darby to David Myers, part lot 5, Greenough's addition, Wauseon, Ohio, \$950.
W. D. Winn to Dell Gill and wife, 20 acres, section 30, Swan Creek township, \$130.

Sebastian Brindley to George Flogaus lot 14, Bassett's addition, Swanton, Ohio, \$130.

THE TRIBUNE'S BUY - AT - HOME DEPARTMENT

A Live Town a Desirable Place to Live In—Towns Not Dead, Only Sick—God to be Thanked For Man Made Country Towns

WHY GO ELSEWHERE WHEN

Bryce Cramer, Merchant Tailor is here, dry cleaning and steam pressing. Room 11 Arcade Building.

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West Elm Street, Wauseon, Ohio.

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Furnace Men, Roofing, Spouting and General Tin Work. Round Oak moist-air heating systems.

WE MAKE OUR OWN CANDIES

Always pure and fresh. Sanitary shop ice cream wholesale and retail. New York Candy Kitchen, Arcade.

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We handle a complete stock of Firestone Tires and Tubes, Automobile Accessories. Robinson Vulcanizing Co.

DAN W. RAYMOND, WAUSEON, O.

It pays to buy good bicycles and tires. Cheap ones are dear at any price. Why not buy for five years instead of one.

FULTON GARAGE PHONE 548.

Open day and night. Overland Automobiles, Auto supplies and Auto repairing, Wauseon, Ohio.

SMALLMAN'S

WE HAVE IT IF IT IS IN THE LINE of Plumbing and Heating. Come and get our prices and see for yourself. Mohr & Clark, Phone 628.

BRIGHAM GULFORD & Co.

Department Store. Everything the city store has except the expense.

REYNOLDS MONTL' WORKS

Stones-Markers. 4th door north of Court House, Wauseon.

LET US FIGURE ON YOUR BILL

of Sash and Doors, Shingles, Siding, Sewer Pipes, Wall Board, Etc. The Wauseon Lumber & Supply Co.

Puff your way into the joys of Prince Albert!

Go ahead, quick as you lay in a stock of the national joy smoke! Fire up a pipe or a makin's cigarette as though you never did know what tobacco bite and parch meant!

For Prince Albert is freed from bite and parch by a patented process controlled exclusively by us. You can smoke it without a comeback of any kind because P. A. is real tobacco delight.

PRINCE ALBERT

the national joy smoke

will do for you what it has done for thousands of men, not only in the States but all over the world! It will give you a correct idea of what a pipe smoke or a home-rolled cigarette should be.

Get this Prince Albert pipe-peace and makin's-peace message, you men who have "retired" from pipe and cigarette-makin's pleasure; you men who have never known its solace! Because you have a lot of smoke pleasure due you quick as you pack-your-pipe or roll-a-cigarette with P. A. and make fire!

R. J. REYNOLDS TOBACCO CO., Winston-Salem, N. C.

Social Life of The Rural School

Presence of "Old Boys and Girls" a Big Encouragement in Efforts For Good—Suggest Some Good Old "Something"—"Revive Good Old Times."

From Dowell School.

Much has been written about the decline of the social life of the rural schools and a great deal more will have to be written before the rural school comes into its own. Theoretically the question is easily solved. Practically the question is a great many places, grows bigger and bigger with every year. A town creates its own social life. The country instead of depending upon the city for the things the country could afford, should try at least to supply some of its own needs.

A social function of any kind in the country school should have the support of the fathers and mothers of the district. Their presence is an influence that is for the best. It discourages rowdiness and encourages the school in its efforts for good. The best spelling school for writer ever attended was one where older boys and girls (those who had been school children ten or twenty or thirty years) were present in a goodly number.

Every one entered into the spirit of the contest and one lady who had been a school girl years ago nearly won the prize. Every one had a time. Far be it from people say "it was a boy once myself" or "it was too once upon a time", and instead of trying to maintain a youth-

ful and a healthful view of life they seem to avoid young people. If you have to get old in years as of course you do, just remember or at least try to try to remember that you are not an old man and an old woman but merely a grown up boy and girl. You will find it more like living I am sure if you will pretend now and then that you are an old boy or an old girl instead of an old man and old woman. Try it once any way and if the experiment kills you, why you need not try it again.

Give the next spelling school your support. Go to the next old fashioned school debate. Suggest some good old "something" that used to be so prevalent in the use of the simplest of all preventives of illness. It's all a matter of keeping the bowels open. The man who carries a little box of Rexall Ordinaries has got a good health policy in his pocket. I believe they are the best laxative ever prepared, and their pleasant taste appeals to men, women and children alike.

We have the exclusive selling rights for this great medicine.

READ & WAGER THE REXALL STORE

SAYS DRINK LEMONADE FOR RHEUMATISM

Relief from rheumatism and sciatica can be obtained by drinking lemonade and avoiding alcoholic fruits.

To get rid of this stubborn disease, however; to stop the twinges, pains and swelling, and drive the poisonous accumulations from the joints and muscles, all generously inclined druggists will tell you to take half a teaspoonful of Rheuma daily until all misery ceases.

Rheuma is a powerful remedy, because only a powerful remedy can overcome such a terrible disease; but Rheuma acts speedily—the first dose taken and you'll know that you will soon be your healthy, happy self again.

Read & Wager and all druggists know what Rheuma will do, for they sell a great deal of it and guarantee that two 50 cent bottles will overcome rheumatic agony or money back.

MODERN HOUSEKEEPING. She fills her fireless cooker. With seven kinds of grub; Turns on the suds and puts her duds Into the scrubless tub. She starts the dustless sweeper On gear keyed down to low; Ponders her nose and gaily goes To see a picture show.

The Court of Last Resort. Around the stove of the cross roads grocery is the real court of last resort, for it finally over-ruled all others. Chamberlain's Cough Remedy has been brought before this court in almost every cross roads grocery in this country, and has always received a favorable verdict. It is in the country where man expects to receive full value for his money that this remedy is most appreciated. For sale by all dealers.

ADVERTISED LETTERS. Mr. Berte Coffey, Mr. John Gray. EMIL WEBER, P. M. For calls use Hanford's Balsam. DAMAGED GOODS March 8th.

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SEE US FIRST AND GET OUR

prices on furniture. We carry a full line of goods. We also do undertakings. Rupp's Furniture & Undertaking.

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See us first, we can compete in prices with any mail order house in the country. HUB GROCERY CO.

THE GREATEST HEALTH INSURANCE IN THE WORLD

T. P. Taylor, Prominent Louisville Druggist, Makes Interesting Statement



"The greatest health insurance in the world is the simplest," he said. "I never could quite understand why people are so negligent in the use of the simplest of all preventives of illness. It's all a matter of keeping the bowels open. The man who carries a little box of Rexall Ordinaries has got a good health policy in his pocket. I believe they are the best laxative ever prepared, and their pleasant taste appeals to men, women and children alike."

We have the exclusive selling rights for this great medicine.

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Cannot Praise Them Enough. Many sick and tired women, with aches and pains, sore muscles and stiff joints, do not know that their kidneys are out of order. Mrs. A. G. Wells, Box 30 Route 5 Rocky Mount, N. C. writes: "I am taking Foley Kidney Pills and cannot praise them enough for the wonderful benefit I derived in such a short while. Fink & Haumesser."